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FACSIMILE TRANSMISSION SHEET

TO: United States Patent & Trademark Office
OFFICE OF PETITIONS

FAX NO.: (571) 273-8300

FROM: Keith R. Jarosik

PAGES: 12
(INCLUDING THIS PAGE)

PLEASE CONFIRM RECEIPT: YES

RE: Patent Application Serial No.: 09/712,093
Inventor: Carson
Filed: November 14, 2000
Title: METHOD OF CALIBRATING AN ENGRAVING MACHINE
Attorney Docket Number: 20008/G056A

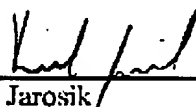
Please contact Kristina Laves at (312) 580-1020 if you do not receive all of the pages in good condition.

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beyondINNOVATION

PATENT
Docket No. 20008/G056AIN THE UNITED STATES PATENT
AND TRADEMARK OFFICERECEIVED
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Applicant: Carson) **CERTIFICATE OF FAX TRANSMISSION**
) I hereby certify that this paper and the
) documents referred to as enclosed therewith are
Serial No.: 09/712,093) being sent via facsimile on **August 11, 2006** to
) fax No. 571-273-8300, Office of Petitions,
) Commissioner for Patents, P.O. Box 1450,
Filed: November 14, 2000) Alexandria, VA 22313-1450.
)
) **August 11, 2006**
For: METHOD OF)
CALIBRATING AN)
ENGRAVING MACHINE)
) 
) _____
) Keith R. Jarosik
) Registration No.: 47,683
Group Art Unit: 2627) Attorney for Applicant
)
)
Examiner: Scott A. Rogers)

**RESUBMISSION OF A PETITION UNDER 37 C.F.R. 1.137(B) FOR
REVIVAL OF UNINTENTIONALLY ABANDONED PATENT
APPLICATION**

Office of Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

On June 16, 2006, the applicant submitted a "Petition Under 37 C.F.R. 1.137(b) For Revival of Unintentionally Abandoned Patent Application" ("petition") concurrently with payment of the Issue fee. Despite the Patent Office acknowledgment of receipt of the petition (via return postcard) and the Office acceptance of the petition fee, it is apparent from the received Notice of Abandonment that the Patent Office does not have a record of receipt of the properly submitted petition. A call to the Office of Petitions (571-272-3282) on August 9, 2006 confirmed that the Office has no record of the submitted and paid petition.

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The applicant is diligently refilling the original petition pursuant to the instructions received during the aforementioned call to the Office of Petitions.

Accordingly, the applicant submits herewith a copy of our prior petition under 37 C.F.R. 1.137(b) filed concurrently with payment of the issue fee for the above identified application. The aforementioned petition, sent via United States Postal Service Express Mail on June 16, 2006, includes copies of our check for \$2900 to cover the \$1400 Issue fee and the \$1500 petition fee, a postcard, an issue fee transmittal, the Notice of Allowance and Fee(s) Due. and our petition dated June 16, 2006. Despite applicant's compliance with 37 C.F.R. 1.137(b), a Notice of Abandonment dated July 20, 2006 was received (a copy attached herewith).

Applicant also submits herewith a copy of the postcard, stamped by the United States Patent and Trademark Office (USPTO) on June 16, 2006, indicating that the Petition for Revival, fee transmittal, and check for \$2900 was received by the USPTO on June 16, 2006.

Revival of the application and consideration of the applicant's petition is earnestly requested. If there is any matter that the examiner would like to discuss, the examiner is invited to contact the undersigned representative at the telephone number set forth below.

METHOD OF PAYMENT


Because the applicant already properly paid the required fee under 37 C.F.R. 1.17(m) on June 16, 2006, and because the Patent Office accepted the payment, no fee is believed due at this time.

Correspondence Address:

Respectfully submitted,

HANLEY, FLIGHT & ZIMMERMAN, LLC
USPTO Customer Number 34431
20 North Wacker Drive
Suite 4220
Chicago, Illinois 60606
(312) 580-1020

By:


Keith R. Jarosik
Registration No.: 47,683

August 11, 2006



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/712,093	11/14/2000	Joyce B. Carson	27600/M209A	8765

7590 07/20/2006

Grossman & Flight LLC
20 North Wacker Drive
Suite 4220
Chicago, IL 60606

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JUL 25 2006

HANLEY, FLIGHT & ZIMMERMAN, LLC

EXAMINER

ROGERS, SCOTT A

ART UNIT PAPER NUMBER

2625

DATE MAILED: 07/20/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Notice of Abandonment	Application No.	Applicant(s)	
	09/712,093	CARSON	
	Examiner	Art Unit	
	ROGERS	2625	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. ☐ Applicant's failure to timely file a proper reply to the Office letter mailed on _____.
 - (a) ☐ A reply was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.
 - (b) ☐ A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
 - (c) ☐ A reply was received on _____ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
 - (d) ☐ No reply has been received.
2. ☒ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 - (a) ☒ The issue fee and publication fee, if applicable, was received on 6/16/06 (with a Certificate of Mailing or Transmission dated 6/16/06), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 - (b) ☐ The submitted fee of \$_____ is insufficient. A balance of \$_____ is due.
The issue fee required by 37 CFR 1.18 is \$_____. The publication fee, if required by 37 CFR 1.18(d), is \$_____.
 - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 - (a) ☐ Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
 - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☐ The reason(s) below:

lgd

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.



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Post Office To Addressee

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PO ZIP Code 110006		Day of Delivery <input checked="" type="checkbox"/> 1st <input type="checkbox"/> 2nd <input type="checkbox"/> 3rd Day		Postage \$ 14.40		Delivery Attempt Time <input type="checkbox"/> AM <input type="checkbox"/> PM Employee Signature	
Date Accepted 6/16/06		Scheduled Date of Delivery Month 06 Day 17		Return Receipt Fee \$		Delivery Attempt Time <input type="checkbox"/> AM <input type="checkbox"/> PM Employee Signature	
Time Accepted 3:21 PM		Schedule/Type of Delivery <input type="checkbox"/> Home <input type="checkbox"/> 1 PM <input type="checkbox"/> 3 PM		COD Fee \$		Delivery Date Time <input type="checkbox"/> AM <input type="checkbox"/> PM Employee Signature	
Flat Rate <input type="checkbox"/> or Weight		Military <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day		Insurance Fee \$		NO DELIVERY <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday	
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CUSTOMER USE ONLY NEED OF PAYMENT: A507100				Federal Agency Acct. No. or Postal Service Acct. No.			
FROM: (PLEASE PRINT) HANLEY, FLIGHT & ZIMMERMAN 20008 WABLER DR STE 4220 CHICAGO IL 60606-3173 20008/G056A				TO: (PLEASE PRINT) Mail Stop Issue Fee Commissioner for Patents P.O. BOX 1450 Alexandria, VA 22313-1450			
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

U.S. Serial No. 09/712,093)
Applicant: Carson) Title: Method of Calibrating an Engraving
Filed: November 14, 2000) Machine
Docket No.: 27600/G056A) TC/AU: 2627

PETITION UNDER 37 C.F.R. 1.137(B) FOR REVIVAL OF
UNINTENTIONALLY ABANDONED PATENT APPLICATION

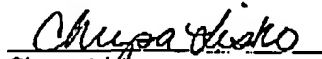
Dear Sir:

Applicant petitions for revival of the above-identified application, which became unintentionally abandoned on June 15, 2006 because of a failure to pay the issue fee. The entire delay from June 15, 2006 until the filing of this petition (June 16, 2006) was unintentional.

In particular, the attorney for applicant informed the client of the June 15, 2006 deadline to pay the issue fee on March 27, 2006. A reminder was sent via a correspondence letter dated May 17, 2006. However, the client unintentionally provided instructions on June 16, 2006, one day after the issue fee deadline.

CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that this document is being deposited with the United States Postal Service on June 16, 2006, in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 utilizing the "Express Mail Post Office to Addressee" service of the United States Postal Service under Mailing Label No. EV 844667523 US.


Chrysa Lisko

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U.S. Serial No. 09/712,093
Petition Under 37 C.F.R. 1.137(b) for Revival of Unintentionally Abandoned Patent Application

Upon receipt of the instructions from the client, this petition was promptly prepared and filed on the same day.

The issue fee transmittal and the check covering the issue fee is enclosed.
Additionally, a check in the amount of \$1,500.00 is enclosed to cover the fee for this petition.


No terminal disclaimer is required.

Please charge our Deposit Account No. 50-2455 for any additional fee required, or if the above mentioned check is missing or is of an insufficient amount. Any overpayment should be refunded to the same Deposit Account.

Respectfully submitted,

HANLEY, FLIGHT & ZIMMERMAN, LLC.
Suite 4220
20 North Wacker Drive
Chicago, Illinois 60606
312-580-1020

June 16, 2006



Keith R. Jarysik
Reg. No. 47,683
Attorney for Applicant

HANLEY, FLIGHT & ZIMMERMAN C

20 N. WACKER DRIVE
SUITE 4220
CHICAGO, IL 60606
(312) 500-1020THE NORTHERN TRUST COMPANY
2-15-710

6/16/2006

PAY TO THE ORDER OF Director, US Patent & Trademark Office

\$ \$2,900.00

*** Two Thousand Nine Hundred *****

00/100

DOLLARS

MEMO

R.R. Donnelley & Sons Company
G056A

⑈007533⑈ ⑆091000152⑆ 0002195666⑈

HANLEY, FLIGHT & ZIMMERMAN LLC

7533

R.R. Donnelley & Sons
Company

[G056A] 2900.00

EV844667523US

USPTO issue fee and petition for revival fee

Amount: \$2,900.00

Docket No. 20008/G056A 6/16/06 KRJ
The Patent Office is hereby requested to acknowledge receipt of
the following papers by stamping and returning this postcard.

U.S. Serial No. 09/712,093

Inventor: Carson

For: "Method of Calibrating an Engraving Machine"

Petition for Revival (and copy)(4 sheets)

Fee Transmittal (1 sheet)

Check #7533 in the amount of \$2,900.00
with Certificate of Mailing by United States Postal Service
Express Mail dated June 16, 2006 with Label No. EV 844667523
US.



UNITED STATES PATENT AND TRADEMARK OFFICE

DOCKETED

DATE 6.15.06

UNITED STATES DEPARTMENT OF COMMERCE
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NOTICE OF ALLOWANCE AND FEE(S) DUE

7590

03/15/2006

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MAR 21 2006

EXAMINER

ROGERS, SCOTT A

ART UNIT

PAPER NUMBER

2627

DATE MAILED: 03/15/2006

HANLEY, FLIGHT & ZIMMERMAN, LLC

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/712,093	11/14/2000	Joyce B. Carson	27600/M209A	8765

TITLE OF INVENTION: METHOD OF CALIBRATING AN ENGRAVING MACHINE

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1400	50	\$1400	06/15/2006

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. PROSECUTION ON THE MERITS IS CLOSED. THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED. SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE REFLECTS A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE APPLIED IN THIS APPLICATION. THE PTOL-85B (OR AN EQUIVALENT) MUST BE RETURNED WITHIN THIS PERIOD EVEN IF NO FEE IS DUE OR THE APPLICATION WILL BE REGARDED AS ABANDONED.

HOW TO REPLY TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

If the status is the same, pay the TOTAL FEE(S) DUE shown above.

3. If the status above is to be removed, check box 5b on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above, or

If the SMALL ENTITY is shown as NO:

A. Pay TOTAL FEE(S) DUE shown above, or

B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check box 5a on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and 1/2 the ISSUE FEE shown above.

II. PART B - FEE(S) TRANSMITTAL should be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). Even if the fee(s) have already been paid, Part B - Fee(s) Transmittal should be completed and returned. If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

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Docket No. 20008/G056A 6/16/06 KRJ
The Patent Office is hereby requested to acknowledge receipt of
the following papers by stamping and returning this postcard.

U.S. Serial No. 09/712,093

Inventor: Carson

For: "Method of Calibrating an Engraving Machine"

Petition for Revival (and copy)(4 sheets)
Fee Transmittal (1 sheet)

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